

NEWS RELEASE



***OFFICE OF THE UNITED STATES ATTORNEY
SOUTHERN DISTRICT OF CALIFORNIA
San Diego, California***

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For Immediate Release

NEWS RELEASE SUMMARY - November 5, 2007

United States Attorney Karen P. Hewitt announced that Miguel Alvarez-Adame was sentenced today in federal court in San Diego by the Honorable Larry A. Burns to serve 110 months in custody based on his conviction of being a deported alien found in the United States. Cabrera was found guilty on April 11, 2007, after a bench trial before Judge Burns. In imposing the sentence, Judge Burns found that Alvarez's 1987 conviction for possession of marijuana with intent to distribute constituted an "aggravated felony" and justified a significant increase to his sentence.

According to Assistant U.S. Attorney William Hall, who prosecuted the case, in considering Alvarez's criminal history, Judge Burns noted that, among other prior convictions, Alvarez had a 1974 conviction for rape by force, and 2004 and 2006 convictions for failure to register as a sex offender. Judge Burns further stated that the sentence was justified on the basis that Alvarez had previously been convicted in 1997 of illegally entering the United States, for which he had been sentenced to serve 77 months in custody.

According to the evidence presented at trial, Alvarez was arrested on December 27, 2006, at approximately 11:30 p.m., by agents from the United States Border Patrol. The agents observed Alvarez in a desolate area in the vicinity of Hauser Canyon, which is located approximately five miles east and five miles north of the Tecate, California port of entry. Upon seeing the agents, Alvarez attempted to hide in the brush, where he was found. Alvarez was then arrested for being in the United States illegally.

The case was investigated by the United States Border Patrol.

DEFENDANT

Case Number: 07CR0059-LAB

Miguel Alvarez-Adame

SUMMARY OF CHARGE

Title 8, United States Code, Sections 1326(a) and (b) (deported alien found in the United States)

AGENCY

Department of Homeland Security, United States Border Patrol